


U.S.A. vs **HECTOR OLIVERA-TORRES**

No. **08MJ0530 (WMC)**

The Court finds excludable delay, under the section indicated by check (☒),
 commenced on 4/22/08 and ended on 5/13/08; ()
 _____ and ended on _____. ()

- 3161(h)
☒ (1) (A) Exam or hrg for **mental or physical incapacity**
 _____ (1) (B) **NARA examination (28:2902)**
 _____ (1) (D) **State or Federal trials or other charges pending**
 _____ (1) (E) **Interlocutory appeals**
 _____ (1) (F) **Pretrial motions (from flg to hrg or other prompt dispo)**
 _____ (1) (G) **Transfers from other district (per FRCrP 20, 21 & 40)**
 _____ (1) (J) **Proceedings under advisement not to exceed thirty days**
 _____ Misc proc: **Parole or prob rev, deportation, extradition**
 _____ (1) (H) **Transportation from another district or to/from examination or hospitalization in ten days or less**
 _____ (1) (I) **Consideration by Court of proposed plea agreement**
 _____ (2) **Prosecution deferred by mutual agreement**
 _____ (3) (A) (B) **Unavailability of defendant or essential witness**
 _____ (4) **Period of mental or physical incompetence of defendant to stand trial**
 _____ (5) **Period of NARA commitment or treatment**
 _____ (6) **Superseding indictment and/or new charges**
 _____ (7) **Defendant awaiting trial of co-defendant when no severance has been granted**
 _____ (8) (A) (B) **Continuances granted per (h) (8)-use "T" alone if more than one of the reasons below are given in support of continuance**
 _____ (8) (B) (I) 1) **Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial. (Continuance - miscarriage of justice)**
 _____ 2) **Failure to grant a continuance of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted. (Continuance - tendered a guilty plea)**
 _____ (8) (B) (ii) 2) **Case unusual or complex**
 _____ (8) (B) (iii) 3) **Indictment following arrest cannot be filed in thirty (30) days**
 _____ (8) (B) (iv) 4) **Continuance granted in order to obtain or substitute counsel, or give reasonable time to prepare (Continuance re counsel)**
 _____ 3161(I) **Time up to withdrawal of guilty plea**
 _____ 3161(b) **Grand jury indictment time extended thirty (30) more days**

Date 4/22/08


 Judge's Initials

A
B
C
D
E
F
G
H
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7
I
M
N
O
P
R
T
T1

T2
T3
T4

U
W